

STATE OF NEW YORK

SOUTHERN DIST. COUNTY

DOCUMENTS SERVED WITH INDEX # 08 civ.0877

AND FILED ON

ATTORNEY(S) Sussman & Watkins , Ginny Esposito Lgl. Asst.

U. S. DISTRICT COURT

Daniel Griffin and Walter Connelly,

Plaintiff(s)/Petitioner(s)

vs

Cellco Partnership d/b/a Verizon Wireless, Inc.

Defendant(s)/Respondent(s)

STATE OF NEW YORK: COUNTY OF ALBANY

, SS.:

Christopher Warner

is over the age of eighteen years and resides in the State of New York. That on February 11, 2008 at 2:30 pm M at Corporation Service Company, 80 State St., Albany, NY deponent did did not serve the within Summons and Complaint, Court rules

on: Cellco Partnership d/b/a Verizon Wireless, Inc., Defendant (herein called recipient) therein named.

#1 INDIVIDUAL By delivering a true copy of each to said recipient personally; deponent knew the person served to be the person described as said person therein.

#2 CORP. A xxxxxxxx corporation, by delivering thereat a true copy of each to Cathy Krieger-Jewell personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be Agent for Service thereof.

Service was made in the following manner after your deponent was unable, with due diligence, to serve the defendant in person, including an effort to reach the defendant by telephone, (if such telephone number was available) and an attempt to locate the defendant's place of employment.

#3 SUITABLE AGE PERSON By delivering a true copy of each to _____ a person of suitable age and discretion. Said premises is recipient's actual place of business dwelling house (usual place of abode) within the state

#4 AFFIXING TO DOOR By affixing a true copy of each to the door of said premises, which is recipient's actual place of business dwelling house (usual place of abode) within the state.

#5 MAILING COPY On _____ deponent completed service under the last two sections by depositing a copy of the to the above address in a First Class postpaid properly addressed envelope marked "Personal and Confidential" in an official depository under the exclusive care and custody of the United States Post Office in the State of New York.

Deponent called at the aforementioned address on the following dates and times:

on the _____ day of _____ at _____
 on the _____ day of _____ at _____
 on the _____ day of _____ at _____
 on the _____ day of _____ at _____

#6 NON-SERVICE After due search, careful inquiry and diligent attempts, I have been unable to effect process upon the person/entity being served because of the following:

Unknown at Address Evading Moved left no forwarding Address does not exist Other

#7 DESCRIPTION A description of the Defendant, or other person served, on behalf of the Defendant is as follows:
 (use with #1, 2 or 3) Sex Female Color of skin White Color of hair Brown Approx.Age 51 - 65 Yrs. Approx.Height 5' 4" - 5' 8" Approx. weight 131 - 180 Lbs. Other _____

#8 WIT. FEES \$ _____ the authorizing traveling expenses and one day's witness fee was paid (tendered) to the recipient.

Deponent asked person spoken to whether the recipient was presently in military service of the United States Government or on active duty in the military service in the State of New York and was informed he/she was not.

Sworn to before me on this

12th day of February, 2008

Christopher Warner
 ROBIN BRANDOW
 Notary Public, State of New York
 Qualified in Albany County
 Reg. No. 01BR6149507

Commission Expires July 10, 2010

Christopher Warner

Invoice Work Order # 0802591

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